

REMARKS

Applicants respectfully request reconsideration of this application as amended. Claims 1, 16 and 24 have been amended to present the claims in better form for allowance and for possible consideration on appeal. Applicants respectfully request the Examiner to accept the proposed amendments. Claims 4, 6-15, 17-18 and 28-30 have been cancelled without prejudice. No new claims have been added. Therefore, claims 1-3, 5-16 and 19-27 are presented for examination.

35 U.S.C. § 112 Rejection

Claim 1 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claim 1 has been amended, which obviates the rejection. Applicants respectfully request the withdrawal of the rejection of claim 1.

Claim 4 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claim 4 has been cancelled without prejudice.

35 U.S.C. § 102 Rejection

Claims 1-5, 16 and 19-27 stand rejected under 35 U.S.C. §102(e), as being anticipated by Bookman et al., U.S. Patent Publication No. 2003/0050929 (“Bookman”).

Claim 1, as amended, recites:

A method comprising:
receiving content from one or more content sources;
distributing a metadata dictionary to a plurality of network nodes, wherein
the metadata dictionary comprises content descriptors;
receiving subscription information from the plurality of network nodes;
matching the content and the subscription information to form an
aggregate content bit for the plurality of network nodes;
creating a rating survey via the subscription information, the rating survey
to maximize allocation of bandwidth, the rating survey including
user data;
allocating the bandwidth according to the rating survey;
generating an aggregated content stream based on the allocated bandwidth,
wherein the aggregated content stream comprises aggregated
content; and
distributing the aggregated content stream to a plurality of filtering
network nodes, wherein the aggregated content stream is filtered
via filtering hubs located at the plurality of filtering network nodes.
(emphasis added)

Bookman discloses “automatically build a database by automatically assigning
links to an expert, pushing content to an expert, providing expert annotation, and linking
the content to an annotation database.” (Abstract) Bookman further discloses “data
objects to execute liming rules without requiring a connection to the database.” (Abstract)
Bookman does not teach or reasonably suggest “matching the content and the
subscription information to form an aggregate content bit for the plurality of network
nodes . . . [and] creating a rating survey via the subscription information, the rating
survey to maximize allocation of bandwidth, the rating survey including user data” as
recited by claim 1. Accordingly, Applicants respectfully request the withdrawal of the
rejection of claim 1 and its dependent claims.

Claims 16 and 24 contain limitations similar to those of claim 1. Accordingly,
Applicants respectfully request the withdrawal of the rejection of claim 16 and 24 and
their dependent claims.

Conclusion

In light of the foregoing, reconsideration and allowance of the claims is hereby earnestly requested.

Invitation for a Telephone Interview

The Examiner is requested to call the undersigned at (303) 740-1980 if there remains any issue with allowance of the case.

Request for an Extension of Time

Applicants respectfully petition for an extension of time to respond to the outstanding Office Action pursuant to 37 C.F.R. § 1.136(a) should one be necessary. Please charge our Deposit Account No. 02-2666 to cover the necessary fee under 37 C.F.R. § 1.17(a) for such an extension.


Charge our Deposit Account

Please charge any shortage to our Deposit Account No. 02-2666.

Respectfully submitted,

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